IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 13258 of 2004

Between:

B. Satyanarayana Goud S/o. Narsaiah Rajpet Village, Kowdipally Mandal, Medak District.

..... PETITIONER

AND

1.The Joint Collector-cum-Appellate Authority, Medak District at Sangareddy.

2.Tammi Chandraiah s/o Shankaraiah, aged not known, Resident of Rajpet village, Kowdipally Mandal, Ranga Reddy District.

(R2 is impleaded as per Court order dated 05.08.2004 in W.P.M.P.No.17534 of 2004)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly one in the nature of Writ of Mandamus directing the Respondent to dispose of the Appeal bearing Case No.183/Assignment/95 in respect of the land bearing Survey No.303 admeasuring Ac.4-30 guntas of Rajpet Village, Medak District forthwith.

Counsel for the Petitioner: MR.E.MADAN MOHAN RAO

Counsel for the Respondent No.1: GP FOR REVENUE

Counsel for the Respondent No.2: none

The Court made the following:

ORDER:

The petitioner states that his father was Ex-Serviceman and in pursuance of an application made by his father, a patta has been granted in favour of his mother on 16.04.1988 in respect of Ac.4.30 guntas of land situated in Rajpet village, Medak District. It is also stated that the name of the petitioner's mother has been shown in the 'pahani' from the year 1988 onwards. However, in the year 1990, the second respondent herein filed an appeal before the first respondent claiming title to the said land. It appears that pending the said appeal, stay has been granted on 31.07.1990 and the stay is still in operation. The only grievance of the petitioner is that the appeal on the file of the first respondent has not been disposed of even after 14 years and in the circumstances, an appropriate direction may be issued for expeditious disposal of the appeal.

2. Having regard to the relief sought in the writ petition, I am of the view that no notice need be issued to the second respondent and accordingly, I deem it appropriate to dispose of the writ petition at the admission stage with a direction to the first respondent to consider the appeal bearing Case No.183/Assignment/95 pending on his file and pass appropriate orders in accordance with law after hearing both the parties as expeditiously as possible, preferably within a period of eight weeks from the date of receipt of a copy of this order. No costs.

_____

05.08.2004

VGB

To

1.The Joint Collector-cum-Appellate Authority, Medak District at Sangareddy.

2.2CCs to the Govt. Pleader for Revenue, High Court Buildings, Hyderabad, (OUT)

3.2CD copies